

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of Puerto Rico
(State)

Case number (if known): _____ Chapter 7

☐ Check if this is an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against an individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code

Check one:

- ☒ Chapter 7
☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name Cosmogony II, Inc.

3. Other names you know the debtor has used in the last 8 years

Known in the 1990's as "General Engineering Corporation"
Also has been known as "U&W Industrial Supply, Inc."

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN)

☒ Unknown

EIN _____

5. Debtor's address

Principal place of business

c/o Office of the Lieutenant Governor of the Virgin Islands
Number Street

1131 King Street, Suite 101

Christiansted, St. Croix USVI 00820
City State ZIP Code

USVI
County

Mailing address, if different

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

See "Attachment A" for Additional Addresses.

Debtor Cosmogony II, Inc.
Name

Case number (if known) _____

6. Debtor's website (URL) _____

7. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other type of debtor. Specify: _____

8. Type of debtor's business

Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the types of business listed.
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

- ☒ No
☐ Yes. Debtor _____ Relationship _____
District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY
Debtor _____ Relationship _____
District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY

Part 3: Report About the Case

10. Venue

Check one:

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ The debtor is generally not paying its debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or an agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

- ☒ No
☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

Debtor Cosmogony II, Inc.
Name

Case number (if known) _____

13. Each petitioner's claim

Name of petitioner

Nature of petitioner's claim

Amount of the claim
above the value of
any lien

Glencore Ltd.

Amount past-due and owing on Indemnity claim

\$ 134,476.19

\$ _____

\$ _____

Total of petitioners' claims

\$ 134,476.19

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

Part 4: Request for Relief

WARNING – Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative

Name and mailing address of petitioner

Glencore Ltd.
Name

330 Madison Ave.
Number Street

New York New York 10017
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Curtis, Mallet-Prevost, Colt & Mosle LLP c/o Eliot Lauer
Name

101 Park Avenue
Number Street

New York New York 10178
City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 06/13/2022
MM / DD / YYYY

x [Signature] attorney
Signature of petitioner or representative, including representative's title

Attorneys

Sergio A. Ramirez de Arellano, Esq.
Printed name

SARLAW LLC
Firm name, if any

Banco Popular Center, Suite 1022, 209 Muñoz Rivera Ave.
Number Street

San Juan Puerto Rico 00918-1009
City State ZIP Code

Contact phone (787)765-2988 Email sramirez@sarlau.com

Bar number 126804

State Puerto Rico

x [Signature]
Signature of attorney

Date signed 06/13/2022
MM / DD / YYYY

Debtor Cosmogony II, Inc.
Name

Case number (if known) _____

Name and mailing address of petitioner

Name _____

Number Street _____

City _____ State _____ ZIP Code _____

Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____

City _____ State _____ ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X

Signature of petitioner or representative, including representative's title _____

Printed name _____

Firm name, if any _____

Number Street _____

City _____ State _____ ZIP Code _____

Contact phone _____ Email _____

Bar number _____

State _____

X

Signature of attorney _____

Date signed _____
MM / DD / YYYY

Name and mailing address of petitioner

Name _____

Number Street _____

City _____ State _____ ZIP Code _____

Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____

City _____ State _____ ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X

Signature of petitioner or representative, including representative's title _____

Printed name _____

Firm name, if any _____

Number Street _____

City _____ State _____ ZIP Code _____

Contact phone _____ Email _____

Bar number _____

State _____

X

Signature of attorney _____

Date signed _____
MM / DD / YYYY

ATTACHMENT A

Continuation of box 5: Debtor's addresses

13 E Airport Road Christiansted, St. Croix, USVI 00820	P.O. Box 1720 Kingshill, St. Croix, USVI 00851
13F Estate Bethlehem Vitex Building, East Airport Rd. Kingshill, St. Croix, USVI 00850	c/o Mr. Joe Kramer 7B Peter's Rest Christiansted, St. Croix, USVI 00820